

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **METHOD AND FORMULATION FOR TREATING VASCULAR DISEASE**, the specification of which

Regular Application

is attached hereto.

was filed on [Date Application was Filed] as Application Serial No. [Serial No.] and was amended on [Date of Amendment] (if applicable).

PCT Application Entering National Phase

was filed on [Date] as PCT International Application No. [App. No.] and was amended on [Date of Amendment] (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

(Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No
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I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

(Application Number)	(Filing Date)
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I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

(Application Serial No.)	(Filing Date)	(Status-patented, pending, abandoned)
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I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: W. Scott Railton (Reg. No. 23,039); Arland T. Stein (Reg. No. 25,062); Louis M. Heidelberger (Reg. No. 27,899); Frederick H. Colen (Reg. No. 28,061); Mary E. Buckles (Reg. No. 31,907); John F. Letchford (Reg. No. 33,328); Gene A. Tabachnick (Reg. No. 33,801); Gregory L. Bradley (Reg. No. 34,299); John W. Goldschmidt (Reg. No. 34,828); Maria N. Rullo (Reg. No. 37,433); Cheryl L. Gastineau (Reg. No. 39,469); Daniel H. Golub (Reg. No. 33,701); Francis M. Linguiti (Reg. No. 32,424) Robert A. Matthews, Jr. (Reg. No. 38,237); Jolene W. Appleman (Reg. No. 35,428); and Ian K. Samways (Reg. No. 36,664). 16

Address all telephone calls to Frederick H. Coler at telephone number (412) 288-4164.

Address all correspondence to:

Frederick H. Coler
REED SMITH SHAW & McCLAY
P.O. Box 488
Pittsburgh, PA 15230

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's Signature

Full name of sole or first inventor

Wayne H. Kaesemeyer

CA

Date: 4/1/91

Residence

2433 McDowell Street, Augusta, Georgia 30904

Citizenship

United States of America

Post Office Address

2433 McDowell Street
Augusta, Georgia 30904

Inventor's Signature

Full name of second inventor

Date: _____

Residence

Citizenship

Post Office Address

Inventor's Signature

Full name of third inventor

Date: _____

Residence

Citizenship

Post Office Address

REED SMITH SHAW & McCLAY
P.O. Box 488
Pittsburgh, PA 15230
(412) 288-3131

rev. 10/1996

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Kaesemeyer, Wayne H.

Serial No.: Unassigned

Filed: Herewith

Atty. Docket No.: 97-092

**METHOD AND FORMULATION FOR
TREATING VASCULAR DISEASE**

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(b)) - INDEPENDENT INVENTOR**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled **METHOD AND FORMULATION FOR TREATING VASCULAR DISEASE** and described in

- the specification filed herewith.
- Application Serial No. [Ser. No.], filed [Date].
- Patent No. [No.], issued [Date].

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below.

- no such person, concern, or organization
- persons, concerns or organizations listed below*

*NOTE: *Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR 1.27)*

NAME:

ADDRESS:

INDIVIDUAL SMALL BUSINESS CONCERN NONPROFIT ORGANIZATION

NAME:

ADDRESS:

INDIVIDUAL SMALL BUSINESS CONCERN NONPROFIT ORGANIZATION

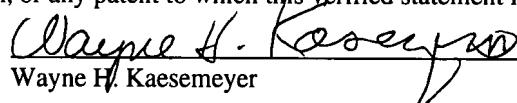
NAME:

ADDRESS:

INDIVIDUAL SMALL BUSINESS CONCERN NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.


Wayne H. Kaesemeyer

Date: _____

Date: _____

Date: _____